

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Kenneth A. Murdock	Examiner:	Christopher Robin Tate
Serial No.	10/550,502	Group Art Unit:	1655
Filed:	June 16, 2006	Docket No.	067762-010151
Customer No.:	33717	Confirmation No.:	9989
Title:	JUCARA AND ACAI FRUIT-BASED DIETARY SUPPLEMENTS		

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this document is being transmitted electronically to the United States Patent and Trademark Office via the EFS Web e-Filing system on October 1, 2008.

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/shaula stephenson/  
Name: Shaula Stephenson

**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT**

MAIL STOP: AMENDMENT  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This letter is responsive to the Office Action mailed September 12, 2008 setting a one-month shortened statutory period for response expiring on October 12, 2008.

Applicants respectfully elect **Group III, consisting of claims 21-33**, which are drawn to a second product (composition comprising freeze-dried Acai fruit pulp, a method of making the second product, and using the second product to prevent/treat a disease or injury induced by pathological free radical reactions). Further, Applicants elect to prosecute the claims directed to **vascular disease**.

Applicants intend to file divisional applications claiming claims 1-13 of Group I, claiming claims 14-20 of Group II, and claiming claims 34-40 of Group IV and any remaining claimed subject matter concurrently with or shortly after filing of this response.